

6. Attach as an Exhibit a vertical plan sketch for the proposed total structure(s), including supporting structure(s), giving height of center of radiation above ground, overall height of structure above ground, including lighting beacon (if any) and height above mean sea level in meters for all significant features for BOTH RECEIVING AND TRANSMITTING ANTENNAS. Also indicate any horizontal separation between receiving and transmitting antennas.

Exhibit No.
A-5

7. Will the proposed antenna supporting structure be shared with an AM radio station?

☐ Yes ☒ No

If yes, list the call signs and class of such stations.

NOTE: PROPOSED FM TRANSLATOR STATION WILL SHARE THE TOWER OF KPEN-FM. APPLICANT IS ALSO LICENSEE OF KPEN-FM. TOWER IS ALSO USED TO SUPPORT FM TRANSLATOR ANTENNAS FM TRANSLATOR "K237CI" LICENSED TO ALASKA VILLAGE MISSIONS, INC., HOMER, AK.

8. Attach as an Exhibit a polar diagram of the radiation pattern (relative field) in the horizontal plane of the transmitting antenna showing clearly the correct relationship between the major lobe or lobes and the minor lobes of radiation and a tabulation of the pattern at every ten degrees and all maxima and minima. Applicants proposing use of multiple transmitting antennas shall submit a composite radiation pattern. If a non-directional transmitting antenna will be employed, i.e., an antenna with an approximately circular radiation pattern, check here ☐ and omit polar diagram and tabulation. If the antenna manufacturer and model number are on the Commission's list of common "off-the-shelf" directional antennas, check here ☐ and omit polar diagram and tabulation.

Exhibit No.
A-4

9. Are there any terrain features between the proposed transmitting site and the community to be served which would interfere with line-of-sight transmission to any part of the principal community?

☐ Yes ☒ No

If the answer is "Yes", attach as an Exhibit a description of the extent of the area affected.

Exhibit No.
N/A

10. Is the area to be served by the booster within its primary station's predicted 1 mV/m contour?

☐ Yes ☐ No

Submit as an Exhibit a map showing the primary station's predicted 1 mV/m contour. If the primary station is authorized with facilities in excess of those specified by Section 73.211 of the Commission's Rules, see Note to 47 C.F.R. 74.1231(h).

Exhibit No.
N/A

11. For booster station applicants only, attach as an Exhibit a map (Sectional Aeronautical Chart or equivalent) that shows clearly, legibly, and accurately, and with latitude and longitude markings and a scale of distance in kilometers:

Exhibit No.
N/A

(a) The proposed booster 1 mV/m contour; and

(b) the 1 mV/m contour of the licensed main facility with which the applied-for facility will be used.

12. For booster station applicants only, supply terrain and coverage data (to be calculated in accordance with 47 C.F.R. Section 73.313)

Source of terrain data: (check only one box below)

☐ Linearly interpolated 30-second database (Source _____)

☐ 7.5 minute topographic map

☐ Other (briefly summarize)

Radial bearing (degrees True)	*	0	45	90	135	180	225	270	315
Height of radiation center above average elevation of radial from 3 to 16 km (meters)									
Predicted Distances to the 1 mV/m contour (kilometers)									

*Radial through principal community, if not one of the major radials. This radial should NOT be included in calculation of HAAT.

13. Has FAA been notified of proposed construction? (To be mounted on existing 320 ft. tower) ☐ Yes ☒ No
If Yes, give date and office where notice was filed: _____

14. Environmental Statement (See 47 C.F.R. Section 1.1301 et seq.)

Would a Commission grant of this application come within 47 C.F.R. 1.1307, such that it may have a significant environmental impact, including exposure to workers or the general public to harmful nonionizing radiation levels? ☐ Yes ☒ No

If you answer Yes, submit as an Exhibit an Environmental Assessment as required by Section 1.1311.

Exhibit No.
N/A

If no, explain briefly why not. Translator antennas to be mounted on existing tower. Power levels are less than 0.5 KW with 2 bays. ANSI guidelines specify 4.1 Meters (worse case) vertical height. Our antennas will exceed minimum height by 91.9 meters (301.5 ft)

15. Unattended operation:

Is unattended operation proposed? ☒ Yes ☐ No

(a) If Yes, and this application is for authority to construct a new station or to make changes in the facilities of an authorized station which proposes unattended operation for the first time, applicant must comply with the requirements of 47 C.F.R. Section 74.1234 (FM Translators) concerning unattended operation. ☒ Yes ☐ No

(b) In the space below state the name, address and telephone number of a person or persons who may be contacted in an emergency to suspend operation of the translator should such action be deemed necessary by the Commission.

Name	Address (street or other description)	City	State	Telephone No. (include area code)
David F. Becker	P. O. BOX 103	Homer	AK	(907) 235-7551

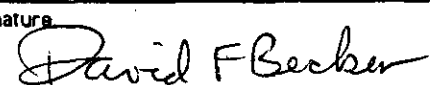
16. Is type approved broadcast equipment being specified? ☒ Yes ☐ No

If No, indicate date equipment was submitted to FCC Laboratory for approval. _____

I certify that I represent the applicant in the capacity indicated below and that I have examined the foregoing statement of technical information and that it is true to the best of my knowledge and belief.

April 8, 1991

Date

Signature 
Typed or Printed Name David F. Becker
Telephone No. (include area code) (907) 235-7551

☐ Technical Director ☐ Registered Professional Engineer ☐ Consulting Engineer
☒ Chief Operator ☐ Other (specify)

SECTION III - LEGAL QUALIFICATIONS

NOTE: Applicants for new stations only:

1. Applicant is (check one of the following):

- | | | |
|-------------------------------------|--|---|
| <input type="checkbox"/> Individual | <input type="checkbox"/> General Partnership | <input checked="" type="checkbox"/> Corporation |
| <input type="checkbox"/> Other | <input type="checkbox"/> Limited Partnership | <input type="checkbox"/> Unincorporated Association |

If the applicant is a legal entity other than an individual, partnership, corporation or unincorporated association, describe in an Exhibit the nature of the applicant.

Exhibit No.
N/A

CITIZENSHIP AND OTHER STATUTORY REQUIREMENTS

2. (a) Is the applicant in compliance with the provisions of Section 310 of the Communications Act of 1934, as amended, relating to interests of aliens and foreign governments?

☒ Yes ☐ No

(b) Will any funds, credit, or other financial assistance for the construction, purchase or operation of the station(s) be provided by aliens, foreign entities, domestic entities controlled by aliens, or their agents?

☐ Yes ☒ No

If Yes, provide particulars as an Exhibit.

Exhibit No.
N/A

3. (a) Has an adverse finding been made, or an adverse final action taken by any court or administrative body as to the applicant or any party to this application in a civil or criminal proceeding brought under the provisions of any law related to the following: any felony; broadcast-related antitrust or unfair competition; criminal fraud or fraud before another governmental unit; or discrimination?

☐ Yes ☒ No

(b) Is there now pending in any court or administrative body any proceeding involving any of the matters referred to in 3(a)?

☐ Yes ☒ No

If the answer to 3(a) or 3(b) is Yes, attach as an Exhibit a full disclosure concerning the persons and matters involved, including an identification of the court or administrative body and the proceeding (by dates and file numbers), a statement of the facts upon which the proceeding was based or the nature of the offense alleged or committed, and a description of the current status or disposition of the matter.

Exhibit No.
N/A

4. Has the applicant or any other party to this application had any interest in:

(a) a broadcast application which has been dismissed with prejudice by the Commission?

☐ Yes ☒ No

(b) a broadcast application which has been denied by the Commission?

☐ Yes ☒ No

(c) a broadcast station, the license for which has been revoked?

☐ Yes ☒ No

(d) a broadcast application in any Commission proceeding which left unresolved character issues against the applicant?

☐ Yes ☒ No

If the answer to any of the questions in 4 is Yes, state in an Exhibit the following:

- (i) Name of party having interest;
- (ii) Nature of interest or connection, giving dates;
- (iii) Call letters of stations or file number of application or docket number;
- (iv) Location.

Exhibit No.
N/A

REAL PARTY IN INTEREST

5. The applicant certifies that no agreement, either explicit or implicit, has been entered into for the purposes of transferring or assigning to another party any station construction permit or license or interest therein that is awarded as a result of a random selection or lottery.

☒ Yes ☐ No

If No, this application cannot be accepted for filing. See 47 C.F.R. Section 74.1232.

SECTION IV - CERTIFICATIONS

1. The applicant certifies that sufficient net liquid assets are on hand or are available from committed sources to construct and operate the requested facilities for three months without revenue. ☒ Yes ☐ No
2. The applicant certifies that: (a) it has a reasonable assurance of a present firm intention for each agreement to furnish capital or purchase capital stock by parties to this application, each loan by banks, financial institutions or others and each purchase of equipment on credit; (b) it can and will meet all contractual requirements as to the collateral, guarantees, and capital investment; (c) it has determined that a reasonable assurance exists that all such (excluding banks, financial institutions and equipment manufacturers) have sufficient net liquid assets to meet these commitments. ☒ Yes ☐ No

Note: If this application is for a change in an operating facility, you DO NOT need to respond to Questions 1 and 2.

3. The applicant, if for a new FM translator station, certifies that it has not received any funds, legal or engineering services or anything else of value, directly or indirectly from the licensee or permittee of any FM broadcast station or any person associated with such station. See 47 C.F.R. Section 74.1232. ☒ Yes ☐ No
 If Yes, attach as an Exhibit an explanation identifying the source and nature of the financial support or assistance. Exhibit No. A-6
4. For applicants proposing translator rebroadcasts who are not the licensee of the primary station, the applicant certifies that written authority has been obtained from the licensee of the station whose programs are to be retransmitted. ☐ Yes ☐ No

Primary station proposed to be rebroadcast:

Call Sign KWVV-FM	City HOMER	State ALASKA	Channel No. 278
----------------------	---------------	-----------------	--------------------

5. The applicant certifies that it has contacted an authorized spokesperson for the owner of the rights to the proposed transmitter site, and has obtained reasonable assurance that the site will be available for its use if this application is granted. ☒ Yes ☐ No

That person can be contacted at the following address and telephone number:

Name DAVID F. BECKER		Mailing Address or Identification P. O. BOX 103	
City HOMER	State AK	ZIP Code 99603	Telephone No. (include area code) (907) 235-7551

6. For new station and major change applications only, the applicant certifies that it has or will comply with the public notice requirements of 47 C.F.R. Section 73.3580. ☒ Yes ☐ No

THE ORIGINAL OF THIS APPLICATION FORM MUST BE SIGNED BY THE APPLICANT. THE REQUIRED COPIES CAN BE CONFORMED. SEE 47 C.F.R. SECTION 73.3513.

The APPLICANT hereby waives any claim to the use of any particular frequency as against the regulatory power of the United States because of the previous use of the same, whether by license or otherwise, and requests an authorization in accordance with this application. (See Section 304 of the Communications Act of 1934, as amended.)

The APPLICANT acknowledges that all statements made in this application and attached exhibits are considered material representations, and that all exhibits are a material part hereof and incorporated herein.

The APPLICANT represents that this application is not filed for the purpose of impeding, obstructing, or delaying determination on any other application with which it may be in conflict.

In accordance with 47 C.F.R. Section 1.65, the APPLICANT has a continuing obligation to advise the Commission, through amendments, of any substantial and significant changes in information furnished.

WILLFUL FALSE STATEMENTS MADE ON THIS FORM ARE PUNISHABLE BY FINE AND IMPRISONMENT.
U.S. CODE, TITLE 18, SECTION 1001.

I certify that the statements in this application are true, complete and correct to the best of my knowledge and belief, and are made in good faith.

Name of Applicant PENINSULA COMMUNICATIONS, INC.	Signature <i>David F. Becker</i>
Title David F. Becker - President	Date April 8, 1991

April 8, 1991

EXHIBIT A-1REQUEST FOR WAIVER OF SECTION 74.1235

Applicant hereby requests a waiver of Section 74.1235 of the Commission Rules, which limits power output to 10 watts. Applicant requests 100 watts TPO to enable wider area coverage. This request is consistent with waivers previously granted other Alaska FM translator stations.....for example:

K237CL	Alaska Village Missions, Inc.	Homer, Alaska
K244CQ	" " "	Kachemak City, Alaska
K237CI	" " "	Kenai, Alaska
K296BH	" " "	Anchor Point, Alaska
K249BY	" " "	Soldotna, Alaska
K285AA	Kodiak Community Church, Inc.	Kodiak, Alaska
K296DC	" " "	Kodiak, Alaska
K272BW	Peninsula Communications, Inc.	Kodiak, Alaska
K228CQ	" " "	Clam Gulch, Alaska
K285CZ	" " "	Stariski Creek, Alaska
K257DB	" " "	Anchor Point, Alaska
K272CN	" " "	Homer, Alaska
K265CK	" " "	Kachemak City, Alaska
K285DT	" " "	Kenai, Alaska
K285DU	" " "	Homer, Alaska
K292ED	" " "	Kachemak City, Alaska
K244CU	Capital Christian Broadcasting	Juneau, Alaska
K261BE	Community Baptist Church, Inc.	Dillingham, Alaska
K252CF	KSRM, INC.	Homer, Alaska

All the above FM translator stations have been authorized 100 watts of transmitter output power in Alaska.

EXHIBIT A-2

Applicant (PCI) is currently licensee of FM translator station "K285DT", which is licensed to both Kenai and Soldotna, Alaska. PCI has simultaneously filed with the FCC to change the frequency of K285DT to Channel 283 (104.5 MHz) and license this existing FM translator to Soldotna only. This application is for a new additional FM translator station to serve Kenai, Alaska and to operate on the vacated frequency of K285DT on 104.9 MHz. PCI believes there are no potential problems of frequency interference to other stations and that the proposed change of frequency of K285DT and the addition of this FM translator station on the frequency now utilized by K285DT to serve the same community of Kenai, Alaska is in compliance of Section 74.1202 of FCC Rules.

Peninsula Communications, Inc. currently serves both communities of Kenai and Soldotna, Alaska with FM translator K285DT from a site which favors Soldotna and is far less favorable to Kenai. K285DT is currently located at the ALASCOM RADIO RELAY SITE #17 approximately 3 miles from Soldotna and about 8 miles to Kenai. The signal to Kenai suffers both because of the relatively low output power authorized by an FM translator station (as compared to a full power FM station) and due to splitting power between two communities and compromising antenna gain and directivity to cover a larger geographical area. This change as proposed will allow an individual FM translator to be licensed to serve each individual community with improved service due to an improved signal especially for Kenai and North Kenai (Nikiski), Alaska. This is primarily a result of a much closer antenna site to Kenai, approximately 3 miles due south of the city. The new site proposed in this application will provide good line-of-sight coverage from an existing 320 foot tower. The gain of more than 5 miles in distance will help greatly to improve the FM signal to Kenai under the limitation of relatively low transmitter power. Additionally, both Kenai and North Kenai (Nikiski) will now line up on the the same azimuth heading for antenna orientation (0 Degrees - North).

Salamator
(One)

Salamator

CORPORATE

BOUNDARY

EXHIBIT A-3 "EXISTING TRANSMITTER SITE"
KPEN-FM Soldotna, Alaska 7/20/90

60° 35'

151° 20'

151° 15'

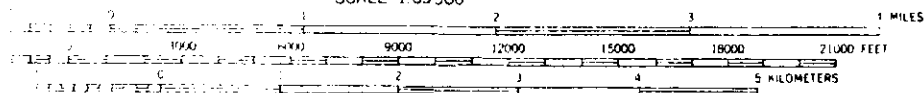
Site Coordinates
60° 30' 40" N. LAT.
151° 16' 12" W. LONG.

Salmo Rock

Site Coordinates
60° 30' 40" N. LAT.
151° 16' 12" W. LONG.

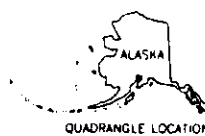
60° 30'

SCALE 1:63360



CONTOUR INTERVAL 50 FEET
DOTTED LINES REPRESENT 25 FOOT CONTOURS
DATUM IS MEAN SEA LEVEL
DEPTH CURVES IN FEET DATUM IS MEAN LOWER LOW WATER
SHORELINE SHOWN REPRESENTS THE APPROXIMATE LINE OF MEAN HIGH WATER
THE AVERAGE RANGE OF TIDE IS APPROXIMATELY 18 FEET

FOR SALE BY U. S. GEOLOGICAL SURVEY
FAIRBANKS, ALASKA 99701, DENVER, COLORADO 80225, OR WASHINGTON, D.C. 20242
A FOLDER DESCRIBING TOPOGRAPHIC MAPS AND SYMBOLS IS AVAILABLE ON REQUEST



QUADRANGLE LOCATION

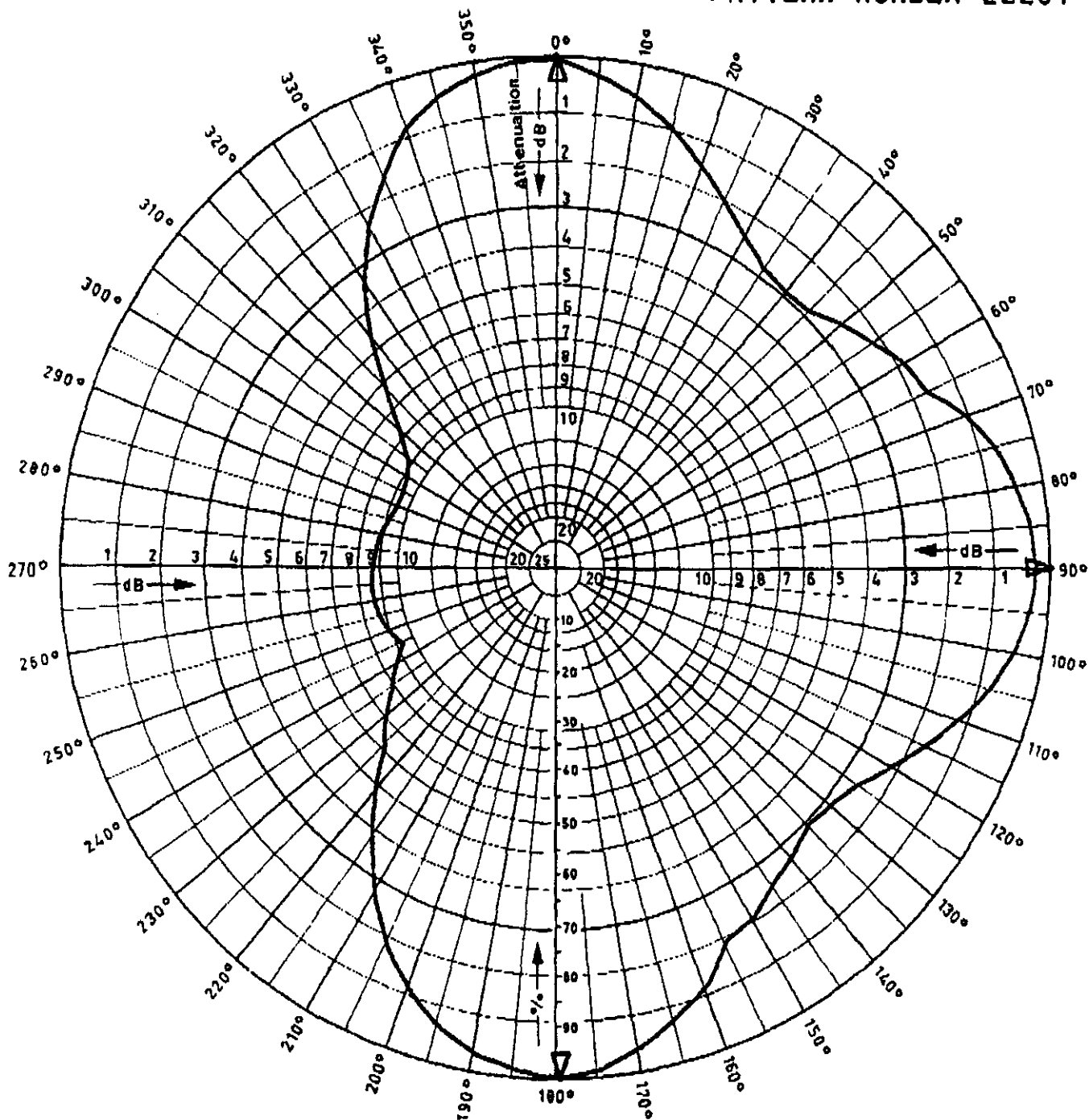
ROAD CLASSIFICATION
Medium-duty ——— Light-duty ———
Unimproved dirt - - - - -

KENAI (C-4), AL
N6030-W15107.5/15

1951
MINOR REVISIONS 1972

JULY 31, 1990

PATTERN NUMBER 22291



SIX SCALA CA5-150EB/CP YAGIS (FM)
ORIENTED 2 EACH AT 0 - 90 - 180 DEGREES
MAXIMUM ARRAY GAIN: 5.5 dBd
POWER GAIN: 3.5
CIRCULAR POLARIZATION
VERTICAL STACK
HORIZONTAL PLANE PATTERN

SCALA

ELECTRONIC CORPORATION

POST OFFICE BOX 4580
MEDFORD, OREGON 97501

(503) 779-6500

TELEX: 151681 SCALA MEF

FAX: (503) 779-3991

EXHIBIT A - 4 (PAGE 1)

EXHIBIT A - 4 (PAGE 2)

JULY 31, 1990

PATTERN NUMBER 22291

AZIMUTH	RELATIVE VOLTAGE	RELATIVE DB	DBD	POWER GAIN
0	0.993	-0.1	5.4	3.467
10	0.932	-0.6	4.9	3.090
20	0.843	-1.5	4.0	2.512
30	0.754	-2.5	3.0	1.995
40	0.714	-2.9	2.6	1.820
50	0.749	-2.5	3.0	1.995
60	0.808	-1.8	3.7	2.344
70	0.880	-1.1	4.4	2.754
80	0.940	-0.5	5.0	3.162
90	0.970	-0.3	5.2	3.311
100	0.940	-0.5	5.0	3.162
110	0.870	-1.2	4.3	2.692
120	0.784	-2.1	3.4	2.188
130	0.722	-2.8	2.7	1.862
140	0.733	-2.7	2.8	1.905
150	0.786	-2.1	3.4	2.188
160	0.868	-1.2	4.3	2.692
170	0.950	-0.4	5.1	3.236
180	1.000	0.0	5.5	3.548
190	0.966	-0.3	5.2	3.311
200	0.883	-1.1	4.4	2.754
210	0.746	-2.5	3.0	1.995
220	0.579	-4.7	0.8	1.202
230	0.457	-6.8	-1.3	0.741
240	0.379	-8.4	-2.9	0.513
250	0.363	-8.8	-3.3	0.468
260	0.378	-8.4	-2.9	0.513
270	0.375	-8.5	-3.0	0.501
280	0.366	-8.7	-3.2	0.479
290	0.346	-9.2	-3.7	0.427
300	0.352	-9.1	-3.6	0.437
310	0.418	-7.6	-2.1	0.617
320	0.589	-4.6	0.9	1.230
330	0.765	-2.3	3.2	2.089
340	0.906	-0.9	4.6	2.884
350	0.974	-0.2	5.3	3.388

Pattern addition example: (Pattern 22291)

I will use 180 deg. azimuth as the example since it is the maximum point on the pattern and will therefore also serve to demonstrate the gain calculation.

Ant.	Orientation	Rel. Volt. @ 180 deg.
1	0	.193
2	0	.193
3	90	.162
4	90	.162
5	180	1.000
6	180	1.000

total		2.710 = +8.659 dB

Pattern addition gain:	+8.659 dB
Base antenna gain:	+6.000 dB

	+14.659 dB
6-way split (loss)	- 7.782 dB

	+6.877 dB
* Harness loss:	- 1.293 dB

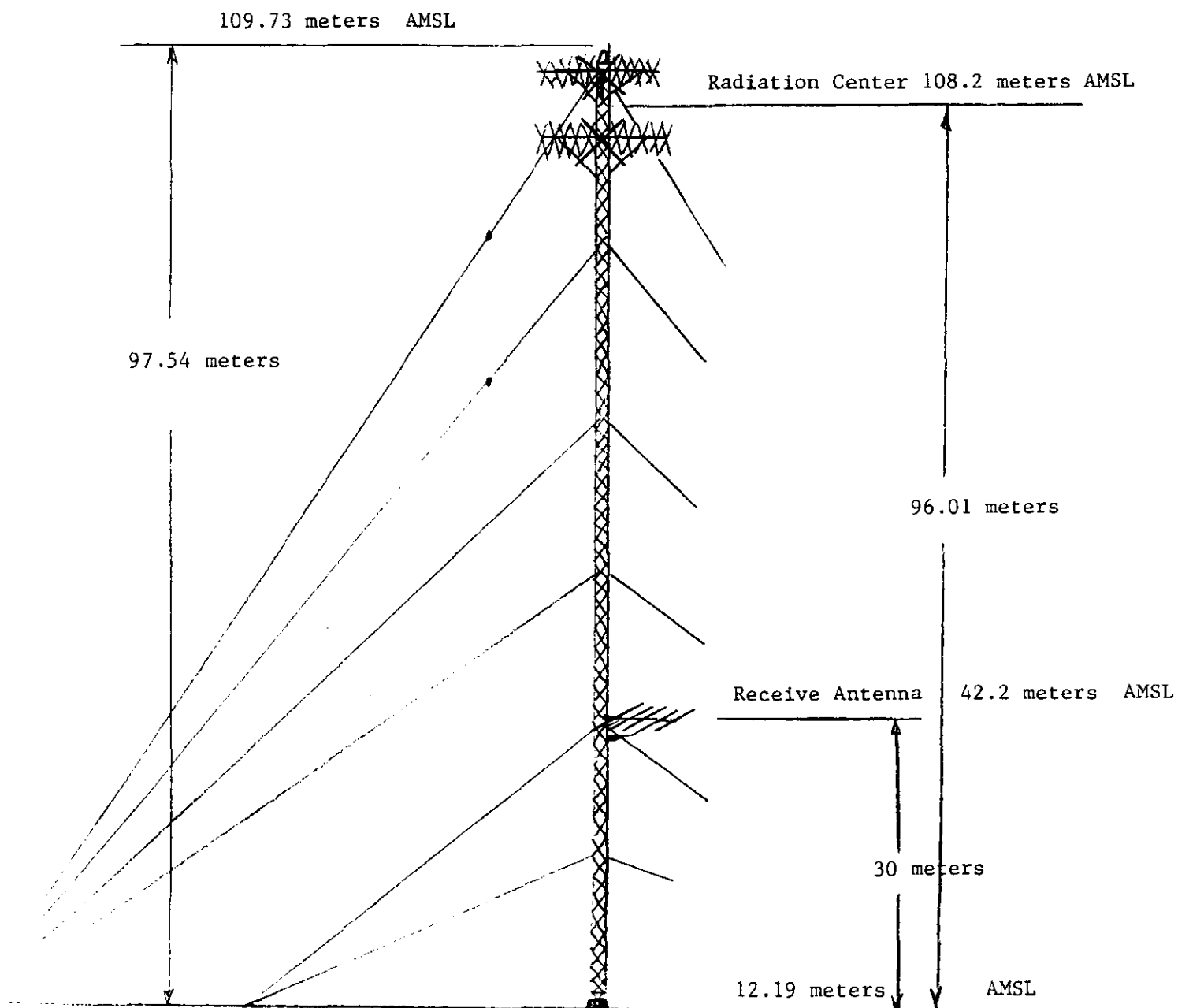
Final array gain:	+5.584 dB

* Harness loss is calculated by this formula:

$$\text{loss(dB)} = .5(\text{dB}) * \text{Log}_2(\text{Number of antennas})$$

April 8, 1991

EXHIBIT A-5



VERTICAL PLAN SKETCH OF ANTENNAS MOUNTED ON EXISTING ANTENNA TOWER
(NOT TO SCALE)

FCC FORM 349

April 8, 1991

EXHIBIT A - 6

PENINSULA COMMUNICATIONS, INC. IS BOTH THE LICENSEE OF THE
STATION TO BE REBROADCAST (KWVV-FM) AND THE APPLICANT.

EXHIBIT H

United States of America
FEDERAL COMMUNICATIONS COMMISSION

File No. BPFT-910513 TF

CONSTRUCTION PERMIT

Call Sign K 285 EF

FM BROADCAST TRANSLATOR/BOOSTER STATION

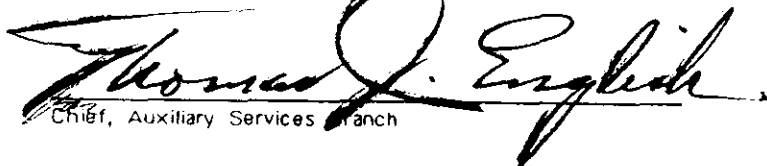
Subject to the provisions of the Communications Act of 1934, subsequent acts, and treaties, and all regulations heretofore or hereafter made by this Commission, and further subject to conditions set forth in this permit, the permittee is hereby authorized to construct a station hereinafter described.

1. Name of Permittee _____: PENINSULA COMMUNICATIONS, INC.
2. Principal community(ies) to be served _____: Kenai, Alaska
3. Primary Station _____: KWVV-FM, Channel 278; Homer, AK
4. Via _____: Direct
5. Operating assignment _____: Channel No. 285 104.9 MHz
6. Hours of operation _____: Unlimited.
7. Transmitter _____: Type Accepted Tepco, J-317 + QEI, 675T150 Amplifier
8. Transmitter power output _____: 100 watts (0.072 KW input to antenna array)
(0.25 KW ERP; DA maximum)
9. Transmitting antenna location _____: 36550 Kalifonsky Beach Road, Kenai, AK
10. North Latitude _____: 60° 30' 40"
West Longitude _____: 151° 16' 12"
11. Transmitting Antenna _____: Scala, CA5-150EB/CP, three, 2-bay, five element
yagi arrays, oriented 1 vertically stacked array
in each of 3 azimuths: 0, 90 & 180 degrees.
12. Antenna supporting structure _____: side-mounted on a steel tower.
13. Overall height above ground _____: 98 meters (108 M=RCMSL)
14. Main radiation lobe(s) oriented _____: 0, 90, and 180 degrees, True
15. Obstruction marking specifications _____: In accordance with the following paragraphs of FCC Form 715
(attached): 1, 3, 12 and 21
16. Conditions _____: Not Applicable
17. Date of required completion of construction _____: MARCH 6, 1993

This permit DOES NOT AUTHORIZE OPERATION OF THE FACILITIES SPECIFIED HEREIN except for the conduct of EQUIPMENT TESTS pursuant to Section 74.13 of the Commission's Rules.

This permit shall be automatically forfeited if the station is not ready for operation within the time specified or within such further time as the Commission may allow for good cause shown.

Dated: SEPTEMBER 6, 1991


Chief, Auxiliary Services Branch

FEDERAL
COMMUNICATIONS
COMMISSION



EXHIBIT I

Receipt

SOUTHMAYD POWELL & TAYLOR
ATTORNEYS AT LAW
1764 CHURCH STREET, N.W.
WASHINGTON, DC 20036

COPY

JEFFREY D. SOUTHMAYD
RUSSELL C. POWELL
WILLIAM L. TAYLOR
STEPHEN C. SIMPSON*

(202) 797-8822

COUNSEL
GREGG R. POTVIN*
MICHAEL R. MILLER

*ADMITTED IN IDAHO ONLY

*ADMITTED IN MA ONLY

December 17, 1986

Mr. William J. Tricarico
Secretary
Federal Communications Commission
1919 M Street, N.W.
Washington, D.C. 20554

RECEIVED

DEC 17 1986

FCC
OFFICE OF THE SECRETARY

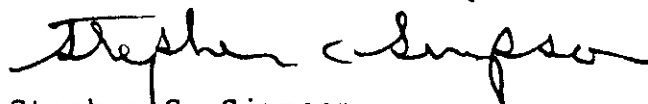
Re: K272EN
Homer, AK

Dear Mr. Tricarico:

Transmitted herewith, in triplicate, on behalf of Peninsula Communications, Inc. is an FCC Form 347 license application for the above-referenced station.

Should you have any questions concerning this matter, please contact the undersigned.

Very truly yours,



Stephen C. Simpson

SCS/cmj

UNITED STATES OF AMERICA
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

**APPLICATION FOR A LOW POWER TV, TV TRANSLATOR
OR FM TRANSLATOR STATION LICENSE**

INSTRUCTIONS

- A. This form is to be used in all cases when applying for a Low Power TV, TV Translator or FM Translator Station License.
- B. Prepare and file an original and two copies of this form and all exhibits with the Federal Communications Commission, Washington, D.C. 20554.
- C. Number exhibits serially in the space provided in the body of the form and list each exhibit in the space provided on page three of this form.
- D. The name of the applicant must be stated exactly as it appears on the construction permit which is being covered.
- E. Information called for by this application which is already on file with the Commission need not be refiled in this application provided (1) the information is now on file in another application or FCC form filed by or on behalf of this applicant; (2) the information is identified fully by reference to the file number (if any), the FCC form number, and the filing date of the application or other form containing the information and the page or paragraph referred to; and (3) after making the reference the applicant states: "No change since date of filing". Any such reference will be considered to incorporate into this application all information, confidential or otherwise, contained in the application or other form referred to. The incorporated application or other form will thereafter, in its entirety, be open to the public.
- F. This application shall be personally signed by the applicant, if the applicant is an individual; by one of the partners, if the applicant is a partnership; by an officer, if the applicant is a corporation; by a member who is an officer, if the applicant is an unincorporated association; by such duly elected or appointed officials as may be competent to do so under the laws of the applicable jurisdiction, if the applicant is an eligible government entity; or by the applicant's attorney in case of the applicant's physical disability or of her/his absence from the United States. The attorney shall, in the event she/he signs for the applicant, separately set forth the reason why the application is not signed by the applicant. In addition, if any matter is stated on the basis of the attorney's belief only (rather than her/his knowledge), she/he shall separately set forth her/his reasons for believing that such statements are true.
- G. **BE SURE ALL NECESSARY INFORMATION IS FURNISHED AND ALL PARAGRAPHS ARE FULLY ANSWERED. IF ANY PORTIONS OF THE APPLICATION ARE NOT APPLICABLE, SPECIFICALLY SO STATE. DEFECTIVE OR INCOMPLETE APPLICATIONS MAY BE RETURNED WITHOUT CONSIDERATION.**
- H. **NO PUBLIC NOTICE IS REQUIRED FOR A LICENSE APPLICATION.**

For Commission Use Only

File No.

1. Name of applicant (See Instruction D)

PENINSULA COMMUNICATIONS, INC.

Street Address P. O. BOX 103

66140 Diamond Ridge Rd.

City

Homer

State

Alaska

ZIP Code

99603

Telephone (Include Area Code)

(907) 235-7551

2. Call Sign of Translator

K272CN

3. Construction permit covered by this application

File number BMPFT-860624TO	Date of Construction Permit 9/29/86
Construction begun 10/1/86	Construction completed 12/14/86

Is the station now in satisfactory operating condition and ready for regular operation? If not, explain. ☒ Yes ☐ No

Apart from the apparatus constructed, have all the terms, conditions, and obligations set forth in the above-described construction permit been fully met? If "No", state exceptions. ☒ Yes ☐ No

4. Station Identification

Indicate how station identification will be made:

☐ FSK ☐ Amplitude Modulation of FM Aural Carrier
☒ by Primary Station ☐ Not Required

If by primary station, is current information on file with the primary station as to your call letters, exact location of your station, and the name, address, and telephone number of the person to be contacted in an emergency to suspend operation of the translator?

☒ Yes ☐ No

ENGINEERING DATA

5. Facilities authorized in construction permit.

a. Output Channel No. 272A Frequency: 102.3 MHz Offset (check one box) <input type="checkbox"/> + <input type="checkbox"/> 0 <input type="checkbox"/> - <input checked="" type="checkbox"/> None	Transmitter output power 100 Watts	Proposed Principal Community or Communities to be served: City: Homer State: Alaska	Primary Station: Call: KPEN-FM Channel No. 269A City: SOLDOTNA State: ALASKA Frequency: 101.7 MHz
b. Input Channel No. 257A Frequency: 99.3 MHz			

6. Transmitter location

City Homer	County Kenai Peninsula Borough	State Alaska
Address or other description of location Skyline Drive, 1/4 mile west from East Road intersection with Skyline Drive Road, Homer, Alaska		Geographical coordinates of transmitting antenna to nearest second North Latitude 59° 40' 16" West Longitude 151° 30' 28"

7. Does the apparatus constructed, the transmitter location, or mode of operation differ from that described in the application for construction permit or in the permit issued by the Commission? ☐ Yes ☒ No

(Low power TV or TV translators are not permitted to change the technical parameters set forth in construction permit.)

If "Yes", describe in detail, by attaching Exhibit No. , the nature of changes, particularly with regard to type of transmitter, transmitting antenna, antenna orientation, transmission line, or increase in overall height above ground of either the transmitting or receiving antenna structure. Show recomputation of effective radiated power resulting from any such changes.

8. If antenna obstruction painting and lighting specifications were made a part of the construction permit, have same been installed as prescribed and in proper working order? ☐ Yes ☐ No

If "No", explain in Exhibit No. , attached. ☒ Not Required

9. Give name, address, ZIP Code, and telephone number of person(s) to contact if transmitter must be turned off in event of emergency:
 David F. Becker, 66140 Diamond Ridge Rd., P.O. Box 103, Homer, Alaska
 (907) 235-7551 99603

The APPLICANT hereby waives any claim to the use of any particular frequency or of the electromagnetic spectrum as against the regulatory power of the United States because of the previous use of the same, whether by license or otherwise, and requests an authorization in accordance with this application. (See Section 304 of the Communications Act of 1934).

The APPLICANT represents that this application is not filed for the purpose of impeding, obstructing, or delaying determination on any other application with which it may be in conflict.

The APPLICANT acknowledges that all the statements made in this application and attached exhibits are considered material representations, and that all the exhibits are a material part hereof and are incorporated herein as if set out in full in the application.

CERTIFICATION

I certify that the statements in this application are true, complete, and correct to the best of my knowledge and belief, and are made in good faith.

Telephone (907) 235-7551
 (Include Area Code)

Signed and dated this 14 day of December 19 86

PENINSULA COMMUNICATIONS, INC.

David F. Becker
 Name of Applicant

Signature

David F. Becker, President

Title

WILLFUL FALSE STATEMENTS MADE ON THIS FORM ARE PUNISHABLE BY FINE AND IMPRISONMENT. U.S. CODE, TITLE 18, SECTION 1001.

CONSTRUCTION PERMIT

BROADCAST TRANSLATOR STATION

Subject to the provisions of the Communications Act of 1934, subsequent acts, and treaties, and all regulations heretofore or hereafter made by this Commission, and further subject to conditions set forth in this permit, the permittee is hereby authorized to construct a station hereinafter described.

1. Name of Permittee PENINSULA COMMUNICATIONS, INC.
2. Principal community to be served Homer, AK
3. Primary station KPEN, Channel 269, Soldotna, AK
4. Via Anchor Point*, AK (BMPFT-860819TC) CH 257
5. Operating assignment Channel 272 102.3 MHz
6. Hours of operation Unlimited.
7. Transmitter Tepco, J-317 + QE1, 675T150A amplifier
8. Transmitter power output 100 watts each output
9. Transmitting antenna location Skyline Drive, $\frac{1}{4}$ mile west from East Road
intersection with Skyline Drive Road,
Homer, AK
10. North Latitude $59^{\circ} 40' 16''$
West Longitude $151^{\circ} 30' 28''$
11. Transmitting Antenna Scala, HDCA-5EB, 5 element yagis,
12. Antenna supporting structure side-mounted on a wooden pole.
13. Overall height above ground 75 feet
14. Main radiation lobe oriented 75, 145 and 215 degrees true
15. Obstruction marking specifications In accordance with the following paragraphs of FCC Form 715
(attached): None Required
16. Conditions N/A
17. Date of required completion of construction 1-23-87

This permit DOES NOT AUTHORIZE OPERATION OF THE FACILITIES SPECIFIED HEREIN except for the conduct of EQUIPMENT TESTS pursuant to Section 74.13 of the Commission's Rules.

This permit shall be automatically forfeited if the station is not ready for operation within the time specified or within such further time as the Commission may allow for good cause shown.

Dated: modified item 4. 9-29-86

FEDERAL
COMMUNICATIONS
COMMISSION



**FCC NOTICE TO INDIVIDUALS REQUIRED BY THE PRIVACY ACT
AND THE PAPERWORK REDUCTION ACT**

The solicitation of personal information requested in this application is authorized by the Communications Act of 1934, as amended. The principal purpose(s) for which the information will be used is to determine if the benefit requested is consistent with the public interest.

The staff, consisting variously of attorneys, analysts, engineers, and application examiners, will use the information to determine whether the application should be granted, denied, dismissed, or designated for hearing. If all the information requested is not provided, the application may be returned without action having been taken upon it or its processing may be delayed while a request is made to provide the missing information. Accordingly, every effort should be made to provide all necessary information. Your response is required to obtain this authority.

THE FOREGOING NOTICE IS REQUIRED BY THE PRIVACY ACT OF 1974, P.L. 93-579, DECEMBER 31, 1974, 5 U.S.C. 552a(e)(3), AND THE PAPERWORK REDUCTION ACT OF 1980, P.L. 96-511, DECEMBER 11, 1980, 44 U.S.C. 3507.

EXHIBITS furnished as required by this form:

EXHIBIT NO.	PARA. NO. OF FORM	NAME OF OFFICER OR EMPLOYEE (1) BY WHOM OR (2) UNDER WHOSE DIRECTION EXHIBIT WAS PREPARED (SHOW WHICH)	OFFICIAL TITLE
NONE		NOT APPLICABLE	

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

FCC 81-484

30270

In re Petition of)
)
PENINSULA COMMUNICATIONS, INC.) BPTT-790906ID
Homer, Alaska)
)
To Terminate Operation of)
K265AG, FM Broadcast Translator,)
Licensed to KSRM, INC.)

MEMORANDUM OPINION AND ORDER

Adopted: OCTOBER 1, 1981 Released: January 11, 1982

By the Commission:

1. Before the Commission for consideration are: (1) the captioned petition filed by Peninsula Communications, Inc. ("Peninsula"), licensee of KGTL-FM, Homer, Alaska, to terminate operation of FM Translator Station K265AG in Homer; (2) Opposition to the Petition to Terminate filed by KSRM, Inc., licensee of Translator Station K265AG; (3) Reply to Opposition to Petition to Terminate; and (4) various responsive and supplementary pleadings. 1/

2. In January 1979, KSRM, Inc., licensee of KQOK-FM, Kenai, Alaska, commenced operation of an FM translator Station in Homer, Alaska, rebroadcasting the signal of its commonly-owned station KQOK-FM. Kenai is approximately 65 miles from Homer; and the 1 mV/m contour of station KQOK-FM is approximately 52 miles short of Homer. At the time the translator began service no other FM services were available to Homer, Alaska.

3. Subsequently, on July 12, 1979, the Commission granted Petitioner (Peninsula) a construction permit for authority to construct a new FM station in Homer, thereby bringing the first local FM service to the Homer area. The new station (KGTL-FM) commenced operation on September 22, 1979.

4. Peninsula filed its petition to terminate operation of translator station K265AG pursuant to Section 74.1232(h) of the Commission's Rules. Subsection (d) of that rule proscribes the licensing of an FM

1/ The various pleadings are: (1) Supplement to Petition to Terminate Operation; (2) Opposition to Supplement to Petition to Terminate Operation; (3) Informal Petitions to Terminate Operation; and (4) Informal Response to Petitions to Terminate Operation.

translator to a licensee of an FM Station if the translator is in a community beyond the 1 mV/m contour of the FM Station and is within the 1 mV/m contour of an existing FM station. Section 74.1232(h) permits the termination of a translator's operating authority, if circumstances since the grant have changed so that the authority would not have been originally granted.

5. Since KSRM is the licensee of both translator K265AG, Homer, Alaska, and of the FM Station (KQOK) whose signal the translator retransmits from Kenai, Alaska; and Homer, Alaska lies outside the 1 mV/m contour of KQOK-FM, the translator came within the purview of the termination provision of Section 74.1232(h) as soon as petitioner's (Peninsula) Homer, Alaska station commenced operation. We shall, therefore, examine the petition on the merits.

6. Peninsula's main contention is that given the competitive circumstances in Homer, Alaska, termination of the translator is mandated by our rules. In support of this contention Peninsula points out that when the Commission adopted its FM translator rules, the Commission recognized the problems that might arise from competition between full service FM stations and FM translators. 2/ Further, it maintains that one of the Commission's concerns was the potential economic threat to local FM stations that might arise from translators importing distant FM signals into small communities. 3/ Aware of these potential problems, the Commission fashioned translator rules and subsequent amendments around the premise that translators provide secondary, not primary services. 4/ In particular, Rule 74.1232(d) was proposed to limit a primary station rebroadcasting via a translator from taking unfair competitive advantage of a small community FM station. 5/

7. Peninsula further asserts that KSRM has aggressively used its translator as a competitive tool for expansion of its FM service area. KSRM admits to repeatedly representing, directly and indirectly, to Homer advertisers that Homer is KQOK's city of license. Not only were these representations made in newspaper advertisements but on posters and business cards as well. The only explanation provided by KSRM for these representations was that KQOK does not want to be perceived as a shortwave

2/ See Report and Order in Docket No. 17159, 20 RR 2d 1538 (1970); Notice of Proposed Rulemaking in Docket 19918, 44 FCC 2d 794, 39 Fed. Reg. 1867 (1974); Memorandum Opinion and Order in Docket 19918, 42 RR 2d 1127, 43 Fed. Reg. 14695 (1978); and First Report and Order in Docket 19918, 42 RR 2d 1124, 43 Fed. Reg. 14660 (1978).

3/ Notice of Proposed Rulemaking in Docket 19918 44 FCC 2d 794, 39 Fed. Reg. 1867 (1974).

4/ Report and Order in Docket No. 11611, 13 RR 1561, 1566 (1956).

5/ Memorandum Opinion and Order in Docket 19918, supra. (1978).

station; neither does it want to be identified as a Kenai station since the translator is located in Homer, not Kenai.

8. We have examined the pleadings in this matter and conclude that petitioner has not demonstrated good cause for termination of the Homer translator station. Section 74.1232(d) of the Rules is permissive in nature and, therefore, allows, but does not require, termination of a translator upon a proper showing that the competitive situation in a market is such that the translator is likely to spell the demise of a local full service FM station. The evidence before the Commission in this case amounts to little more than an allegation of potential harm. Peninsula has provided scant financial or economic data to support its assertion that station KGTL-FM cannot survive if it is required to continue competing with translator station K265AG. We note that KGTL-FM has been in operation for more than two years which would appear to be a sufficient time period within which to establish itself in the Homer market. The fact of the station's current status as an operating station is some evidence of its ability to survive. The Homer public is clearly benefited by the availability of two commercial services. In view of the fact that the evidence before us does not demonstrate the imminent demise of KGTL-FM, we believe, on balance that the public interest is served by maintaining both commercial services in Homer.

9. Our denial of the petition to terminate should not be construed by KSRM as approval of its advertising practices in Homer. Representing to Homer, advertisers that Homer is KQOK's city of license is not the kind of conduct the Commission expects from one of its licensees. As a Commission licensee, KSRM is expected to be candid and honest in its dealings with the public. Indeed, a licensee's honesty and candor is the bench mark for the Commission's assessment of a licensee's fitness to become and remain a Commission licensee. Should KSRM continue such conduct in the future, the Commission may find it necessary to review KSRM's fitness to remain a Commission licensee.

10. We have also examined several unauthorized pleadings filed by the parties and we find nothing there of substance or decisional significance which would require a different resolution of this matter.

11. Accordingly, IT IS ORDERED, That, the petition to terminate filed by Peninsula Communications Corporation IS DENIED.

FEDERAL COMMUNICATIONS COMMISSION

William J. Tricarico
Secretary

EXHIBIT K

THIS IS TO NOTIFY YOU OF ACCEPTANCE
FOR FILING OF APPLICATION
BRFT -951124UT RECEIVED ON
11/24/95 FOR RENEWAL OF LICENSE

FREQUENCY: 104.9 MHZ

LOCATION: KENAI, AK

OPERATION BEYOND THE LICENSE
EXPIRATION DATE IS AUTHORIZED
PENDING FINAL DETERMINATION ON
YOUR APPLICATION

POST THIS CARD WITH YOUR LICENSE.



FCC 372 (4/85) NOTIFICATION

PENALTY FOR PRIVATE USE \$300

COMMISSION
PERMIT NO. G111

PENINSULA COMMUNICATIONS, INC.
K285ET FM TRANSLATOR
C/O POST OFFICE BOX 103
HOMER, AK 99603



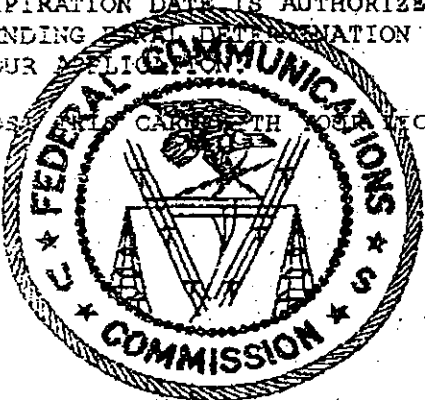
THIS IS TO NOTIFY YOU OF ACCEPTANCE
FOR FILING OF APPLICATION
BRFT -951124YU RECEIVED ON
11/24/95 FOR RENEWAL OF LICENSE

FREQUENCY: 104.5 MHZ

LOCATION: KENAI & SOLDOTNA, AK

OPERATION BEYOND THE LICENSE
EXPIRATION DATE IS AUTHORIZED
PENDING FINAL DETERMINATION ON
YOUR APPLICATION

POST THIS CARD WITH YOUR LICENSE.



FCC 372 (4/85) NOTIFICATION

FEDERAL COMMUNICATIONS
COMMISSION
WASHINGTON, DC 20554

OFFICIAL BUSINESS
PENALTY FOR PRIVATE USE \$300

FIRST CLASS MAIL
POSTAGE & FEES PAID
FEDERAL
COMMUNICATIONS
COMMISSION
PERMIT NO. G111

PENINSULA COMMUNICATIONS, INC.
K283AB FM TRANSLATOR
C/O PO BOX 103
HOMER, AK 99603

B 1 4



THIS IS TO NOTIFY YOU OF ACCEPTANCE
FOR FILING OF APPLICATION
BRFT -951124ZF RECEIVED ON
11/24/95 FOR RENEWAL OF LICENSE

FREQUENCY: 99.3 MHZ

LOCATION: ANCHOR POINT, ETC., AK

OPERATION BEYOND THE LICENSE
EXPIRATION DATE IS AUTHORIZED
PENDING FINAL DETERMINATION ON
YOUR APPLICATION

POST THIS CARD WITH YOUR LICENSE.



FOC 372 (4/85) NOTIFICATION

PENINSULA COMMUNICATIONS, INC.
K257DB FM TRANSLATOR
C/O PO BOX 109
HOMER, AK 99603



THIS IS TO NOTIFY YOU OF ACCEPTANCE
FOR FILING OF APPLICATION
BRFT -951124YW RECEIVED ON
11/24/95 FOR RENEWAL OF LICENSE

FREQUENCY: 102.3 MHZ

LOCATION: HOMER, AK

OPERATION BEYOND THE LICENSE
EXPIRATION DATE IS AUTHORIZED
PENDING FINAL DETERMINATION ON
YOUR APPLICATION

POST THIS CARD WITH YOUR LICENSE.



FOC 372 (4/85) NOTIFICATION

FEDERAL COMMUNICATIONS
COMMISSION
WASHINGTON, DC 20554
OFFICIAL BUSINESS
PENALTY FOR PRIVATE USE \$300

FIRST CLASS MAIL
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COMMUNICATIONS
COMMISSION
PERMIT NO. G111

PENINSULA COMMUNICATIONS, INC.
K272CN FM TRANSLATOR
P.O. BOX 109
HOMER, AK 99603

B 2 4

